

## **REMARKS**

Reconsideration and withdrawal of the examiner's rejections under 35 USC § 103(a) is respectfully requested in view of the preceding amendment, following remarks, and declaration under 37 CFR 1.132 submitted herewith. The applicant would like to thank the examiner and her supervisor for their time to discuss this case.

### ***35 USC § 103***

The examiner has rejected claims 1-3, 5, 6, 8 and 9 under 35 U.S.C. 103(a) as being unpatentable over Ruppert, et al. (US 4,441,881) for the reasons set forth in the previous office action.

The examiner has rejected claims 1-3 and 7 under 35 U.S.C. 103(a) as being unpatentable over Sakatani (US 4,450,499) for the reasons set forth in the previous office action.

The examiner has rejected claim 10 under 35 U.S.C. 103(a) as being unpatentable over Ruppert, et al. (US 4,441,881) and further in view of Bettiol, et al., (WO 00/65015) for the reasons set forth in the previous office action.

The examiner has rejected claims 1, 2, 8 and 9 under 35 U.S.C. 103(a) as being unpatentable over Lähteenmäki, et al., (WO 99/61479) for the reasons set forth in the previous office action.

In response, applications have amended claim 1 to include the limitations of claim 10 and a further molecular weight limitation to clearly distinguish the claims from Ruppert, et al., and further in view of Bettiol, et al. It is respectfully submitted that the other art of record is no longer relevant to the remaining claims. Applicants respectfully submit that the present amendment is commensurate in scope with the surprising experimental findings of a color care benefit with reduced problems with particulates described in the examples of the instant specification and discussed in detail in the declaration.

Support for the lower limit of the molecular weight limitation is found in the instant specification on page 8, line 1 and the upper weight limitation is found both in example 4 and in cancelled claim 9.

### CONCLUSION

In summary, claim 1 has been amended and claims 3, and 8 to 10 are cancelled. No new matter has been added.

In light of the above remarks, amendment and declaration, applicants submit that all claims now pending in the present application are in condition for allowance. Reconsideration and allowance of the application is respectfully requested. The examiner is invited to contact the undersigned if there are any questions concerning the case.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Alan A. Bornstein", written in dark ink.

Alan A. Bornstein  
Registration No. 40,919  
Attorney for Applicant(s)

AAB/ss  
(201) 894-2180